THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3187 of 2007

Dated:20.02.2007

Between:

Parvathala Subrahmanyam and others.

…Petitioners

and

The District Collector and others.

…Respondents

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION No.3187 of 2007

ORDER:

The petitioners herein statedly purchased various extents of agricultural land in different survey numbers situated at Marupuru Village of Podalakuru Mandal in Nellore District under registered sale deeds. The third respondent initiated action under the provisions of the Andhra Pradesh Assigned Lands (Prohibition of Transfers) Act, 1977 (for short 'the Act'), and passed orders vide Rc.B.148/04, dated 17.01.2007, ordering resumption of the land to the Government on the ground that the petitioners were in occupation of the land in contravention of the provisions of the Act. Feeling aggrieved by the same, the petitioners submitted appeals before the second respondent under Section 4A of the Act. They also moved applications under Section 151 of the Code of Civil Procedure, 1908, for stay of the proceedings of the Mandal Revenue Officer. The same are pending since 13.02.2007. However, the petitioners allege that pending the appeals, the third respondent is taking steps to dispossess the petitioners forcibly and take possession. Therefore, the petitioners seek a writ of mandamus directing the second respondent to pass appropriate orders on the stay applications.

After hearing the learned Counsel for the petitioners and the learned Assistant Government Pleader for Revenue (General-A), this

Court is of considered opinion that the second respondent should pass appropriate orders on the stay applications filed by the petitioners along with the appeals forthwith after receiving a copy of this order.

The Writ Petition is accordingly disposed of. No costs.

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(V.V.S.RAO, J)

20.02.2007

Note: Issue C.C by tomorrow.

B/o.

vs